

UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF OHIO
EASTERN DIVISION

IN RE: NATIONAL PRESCRIPTION
OPIATE LITIGATION
APPLIES TO ALL CASES

Case No. 1:17-md-2804

Hon. Dan A. Polster

KROGER LIMITED PARTNERSHIP I AND KROGER LIMITED PARTNERSHIP II
NOTICE REGARDING REQUESTS FOR WAIVER OF SERVICE OF SUMMONS

Defendant Kroger Limited Partnership I and Kroger Limited Partnership II (“Kroger”), submits this notice and attached forms pursuant to Paragraph 6(d) of the Court’s Case Management Order One, Dkt. 232. Requests for waiver of service of summons from Kroger can be sent to Ronda L. Harvey at rharvey@bowlesrice.com. The attached forms have been modified to reflect the Court’s moratorium on filings.

By filing this notice and the attachments as required by the Court’s order, Kroger does not waive and expressly preserves all defenses and objections, including without limitation objections to the Court’s lack of personal jurisdiction, venue, and/or the sufficiency and manner of service of process.

Dated: April 25, 2018

Respectfully submitted,

/s/ Ronda L. Harvey

Gerard R. Stowers (WVSB # 3633)

Ronda L. Harvey (WVSB # 6326)

Fazal A. Shere (WVSB # 5433)

Bowles Rice LLP

600 Quarrier Street

Post Office Box 1386

Charleston, West Virginia 25325-1386

rharvey@bowlesrice.com

*Counsel for Kroger Limited Partnership I
Kroger Limited Partnership II*

CERTIFICATE OF SERVICE

I hereby certify that, this 25th day of April, 2018, I electronically filed a copy of the foregoing with Clerk of the Court using the ECF system, which sent notification of such filing to counsel of record.

/s/ Ronda L. Harvey
Counsel for Kroger Limited Partnership I
Kroger Limited Partnership II